

UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/914,765 Confirmation No.: 4417  
Applicant : CHRISTENSEN, Preben et al.  
Filed : September 5, 2001  
Title : DETERMINATION OF SPERM CONCENTRATION AND  
VIABILITY FOR ARTIFICIAL INSEMINATION  
TC/Art Unit : 1651  
Examiner: : Sandra Saucier  
  
Docket No. : 60123.000002  
Customer No. : 21967

**MAIL STOP AMENDMENT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, applicants submit attached Form PTO-SB/08A (modified) for consideration and request the documents cited therein be made of record by the U.S. Patent and Trademark Office in the above-captioned application.

Applicants respectfully point out that the submission of the listed documents in this Information Disclosure Statement is not an admission that they are prior art or that they are material to patentability of any claims of the application. Also, the submission of this Information Disclosure Statement is not an indication that a search has been made by Applicants.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of the cited U.S. patent application publication listed on the enclosed Form PTO/SB/08A is not being furnished.

For the convenience of the Examiner in considering the cited documents, a copy of each of the cited documents is enclosed with this communication. In considering the cited documents, it may be noted by the Examiner that certain of the documents may contain markings, underlinings, and/or other notations. These markings, underlinings, and/or other notations are

not to be construed as drawing the Examiner's attention either to selected parts or away from other parts of the cited documents. Any such markings were either present on the copies of the cited documents obtained by the associated individuals, or were made thereon during the study of the documents by the associated individuals.

Consideration of the foregoing plus the prompt return of a copy of the enclosed Form SB/08A with the Examiner's initials in the left column in accordance with MPEP 609 are respectfully requested.

This Information Disclosure Statement is being submitted after the mailing of a non-final Office Action, but is believed to be prior to a final Office Action or a Notice of Allowance. Pursuant to 37 C.F.R. § 1.97(c)(2), a check in the amount of \$180.00 as set forth in § 1.17(p) is enclosed.

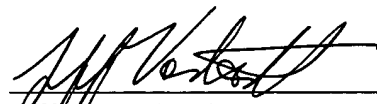
In the event any variance exists between the amount enclosed and the Patent Office charges, please charge or credit any difference to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Dated: May 9, 2005

By:

  
Jeff B. Vockrodt  
Registration No. 54,833

HUNTON & WILLIAMS LLP  
Intellectual Property Department  
1900 K Street, N.W.  
Suite 1200  
Washington, DC 20006  
(202) 955-1500 (telephone)  
(202) 778-2201 (facsimile)

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

<b>Application Number</b>	<b>09/914,765</b>
<b>Filing Date</b>	<b>September 5, 2001</b>
<b>First Named Inventor</b>	<b>Preben CHRISTENSEN et al.</b>
<b>Art Unit</b>	<b>1651</b>
<b>Examiner Name</b>	<b>Sandra Saucier</b>
<b>Attorney Docket Number</b>	<b>60123.000002</b>

Sheet 1 of 1

**U.S. PATENT DOCUMENTS**

*Examiner Initials	Cite No.	DOCUMENT NUMBER Number - Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 4,880,732	11-14-1989	RESLI et al.	
		US- 5,436,134	07-25-1995	HAUGLAND et al.	
		US-			
		US-			

**FOREIGN PATENT DOCUMENTS**

*Examiner Initial	Cite No.	FOREIGN PATENT DOCUMENT		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	TRANSLATION	
		Country Code:	Number - Kind Code (if known)				YES	NO
							<input type="checkbox"/>	<input type="checkbox"/>

**OTHER DOCUMENTS - NON-PATENT LITERATURE DOCUMENTS**

*Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	TRANSLATION	
			YES	NO
		EVENSON et al., "Simultaneous Measurement by Flow Cytometry of Sperm Cell Viability and Mitochondrial Membrane Potential Related to Cell Motility," Letters to the Editor, The Journal of Histochemistry and Cytochemistry, vol. 30, no. 3, pp. 279-280, 1982	<input type="checkbox"/>	<input type="checkbox"/>
		AREFYEV et al., "Microparticles Laser Flow Scintillator-Analyzer Used to Assay Spermatozoa in Ejaculate," Lab Delo, 1987; (1) 22-25, English Abstract	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

EXAMINER SIGNATURE

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.